

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF NORTH CAROLINA
SOUTHERN DIVISION
NO. 7:14-CV-298-BO

PAMANEKIA TAYLOR,
Plaintiff,

v.

RECEIVABLES PERFORMANCE
MANAGEMENT, L.L.C.,
Defendant.

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ORDER

This matter is before the Court on defendant's motion to stay [DE 10], to which plaintiff has responded in opposition [DE 15]. Defendant argues that the action should be stayed pending resolution of certain Federal Communications Commission (FCC) petitions that would purportedly clarify issues pertinent to the Trade Consumer Protection Act (TCPA), 47 U.S.C. §§ 227, *et seq.*, and correspondingly, to the instant case.

Specifically, defendant was concerned about: 1) whether, after previously receiving consent to call, a party is liable under the TCPA for placing autodialed calls after the number has been reassigned to a third party without the party's knowledge; 2) whether the equipment that lacks the current capacity for random or sequential number generation constitutes an automatic telephone dialing system. It appears that these issues were addressed by the FCC at its June 18, 2015, meeting. Federal Communications Commission, TCPA Omnibus Declaratory Ruling and Order, *available at* <https://www/fcc/gov/document/tcpa-omnibus-declaratory-ruling-and-order>. Accordingly, the Court DENIES AS MOOT the motion to stay.

SO ORDERED, this 23 day of July, 2015.


TERRENCE W. BOYLE
UNITED STATES DISTRICT JUDGE